



STATE OF WISCONSIN Assembly Journal

Ninety-Fifth Regular Session

9:41 A.M.

THURSDAY, January 24, 2002

The Assembly met in the Assembly Chamber located in the State Capitol.

Speaker Jensen in the chair.

The prayer was offered by Prayer Coordinator Sherry Sachs of Evangel Life Center in Madison.

Representative Black led the membership in reciting the pledge of allegiance to the flag of the United States of America.

The roll was taken.

The result follows:

Present – Representatives Ainsworth, Albers, Balow, Berceau, Bies, Black, Bock, Boyle, Carpenter, Coggs, Colon, Cullen, Duff, J. Fitzgerald, Foti, Freese, Friske, Gard, Gronemus, Grothman, Gunderson, Gundrum, Hahn, Hebl, Hines, Hoven, Huber, Hubler, Huebsch, Hundertmark, Jeskewitz, Johnsrud, Kaufert, Kedzie, Kestell, Krawczyk, Kreibich, Kreuser, Krug, Krusick, La Fave, F. Lasee, Lassa, J. Lehman, M. Lehman, Leibham, Lippert, Loeffelholz, McCormick, D. Meyer, Meyerhofer, Miller, Montgomery, Morris–Tatum, Musser, Nass, Olsen, Ott, Owens, Petrowski, Pettis, Plale, Plouff, Pocan, Powers, Reynolds, Rhoades, Richards, Ryba, Schneider, Schooff, Seratti, Sherman, Shilling, Sinicki, Skindrud, Starzyk, Staskunas, Steinbrink, Stone, Suder, Sykora, Townsend, Travis, Turner, Underheim, Vrakas, Walker, Ward, Wasserman, Wieckert, Williams, Wood, Young, Ziegelbauer and Speaker Jensen – 96.

Absent with leave – Representatives Ladwig, Riley and Urban – 3.

Vacancies – None.

LEAVES OF ABSENCE

Representative Vrakas asked unanimous consent for a leave of absence for today's session for Representatives Ladwig and Urban. Granted.

Representative Bock asked unanimous consent for a leave of absence for today's session for Representative Riley. Granted.

AMENDMENTS OFFERED

Assembly substitute amendment 2 to **Assembly Bill 504** offered by Representatives Hundertmark and Musser.

Assembly substitute amendment 1 to **Assembly Bill 644** offered by committee on **Rural Affairs and Forestry**.

Assembly substitute amendment 2 to **Senate Bill 61** offered by Representatives Hundertmark and Musser.

ADMINISTRATIVE RULES

Assembly Clearinghouse Rule 00–157

Relating to consultation programs and licensure requirements.

Submitted by Department of Regulation and Licensing.

Report received from Agency, January 23, 2002.

To committee on **Health**.

Referred on January 24, 2002.

COMMITTEE REPORTS

The committee on **Family Law** reports and recommends:

Assembly Bill 360

Relating to: immunity in cases involving wrongful birth and wrongful life.

Assembly substitute amendment 3 adoption:

Ayes: 5 – Representatives Owens, Kestell, Friske, Grothman and Krusick.

Noes: 1 – Representative Berceau.

Passage as amended:

Ayes: 5 – Representatives Owens, Kestell, Friske, Grothman and Krusick.

Noes: 1 – Representative Berceau.

To committee on **Rules**.

Assembly Bill 627

Relating to: interference with the custody of a child and providing a penalty.

Assembly amendment 1 adoption:

Ayes: 6 – Representatives Owens, Kestell, Friske, Grothman, Berceau and Krusick.

Noes: 0.

Passage as amended:

Ayes: 5 – Representatives Owens, Kestell, Friske, Grothman and Krusick.

Noes: 1 – Representative Berceau.

To committee on **Rules**.

CAROL OWENS
Chairperson
Committee on Family Law

The committee on **Information Policy and Technology** reports and recommends:

Assembly Bill 416

Relating to: prohibiting certain electronic mail solicitations and providing a penalty.

Passage:

Ayes: 5 – Representatives Pettis, Hoven, Montgomery, Schneider and Plouff.

Noes: 0.

To committee on **Rules**.

MARK PETTIS
Chairperson
Committee on Information Policy and Technology

The committee on **Labor and Workforce Development** reports and recommends:

Assembly Bill 742

Relating to: temporary supplemental unemployment insurance benefits and certain other changes to the unemployment insurance law.

Passage:

Ayes: 8 – Representatives Hundertmark, Vrakas, J. Fitzgerald, McCormick, Stone, Turner, Meyerhofer and Lassa.

Noes: 0.

To joint committee on **Finance**.

JEAN HUNDERTMARK
Chairperson
Committee on Labor and Workforce Development

MESSAGE FROM THE SENATE

By Donald J. Schneider, Senate Chief Clerk.

Mr. Speaker:

I am directed to inform you that the Senate has

Adopted and asks concurrence in:

Senate Joint Resolution 30
Senate Joint Resolution 37
Senate Joint Resolution 52
Senate Joint Resolution 53

ACTION ON THE SENATE MESSAGE

Senate Joint Resolution 30

Relating to: memorializing the U.S. Congress to provide funding for research on recycled lumber by the Forest Products Laboratory of the U.S. Department of Agriculture Forest Service.

By Joint Legislative Council.

To committee on **Rules**.

Senate Joint Resolution 37

Relating to: Gary Watchke's retirement following an exemplary career as a legislative analyst in the service of the Wisconsin legislature.

By Senators Risser, Wirch, Rosenzweig, Burke, Panzer, Erpenbach, Cowles, Huelsman, Roessler, Grobschmidt, Harsdorf, Hansen and Baumgart; cosponsored by Representatives Krug, Suder, Pocan, Freese, Hahn, Starzyk, Travis, Ryba, Townsend, La Fave, Boyle, Wood, Owens, Miller, Bock, Ladwig, M. Lehman, J. Lehman, Huebsch, Berceau, Plale, Plouff, Jeskewitz, Powers, Lippert, Lassa, Sykora, Ott, Vrakas and Petrowski.

To committee on **Rules**.

Senate Joint Resolution 52

Relating to: the life and public service of Judge Stanley A. Miller.

By Senator Burke; cosponsored by Representatives Young, Riley and Coggs.

To committee on **Rules**.

Senate Joint Resolution 53

Relating to: the life and public service of Frederick F. Kaftan.

By Senators Cowles, A. Lasee, Welch, Burke, Panzer, Lazich and Rosenzweig; cosponsored by Representatives Ainsworth, Meyerhofer, Boyle, Hahn, Jeskewitz, Owens, Petrowski, J. Lehman, Bies, Urban and Grothman.

To committee on **Rules**.

Representative Vrakas asked unanimous consent that the Assembly stand recessed. Granted.

The Assembly stood recessed.

9:47 A.M.

RECESS

The Assembly reconvened.

1:15 P.M.

Representative Duff in the chair.

Representative Foti asked unanimous consent for a quorum call. Granted.

A quorum was present.

Representative Foti asked unanimous consent that the Assembly stand recessed. Granted.

The Assembly stood recessed.

1:21 P.M.

RECESS

1:24 P.M.

The Assembly reconvened.

Representative Duff in the chair.

CALENDAR OF THURSDAY, JANUARY 24

Assembly Bill 711

Relating to: congressional redistricting.

Representative Huber asked unanimous consent that the rules be suspended and that **Assembly Bill 711** be returned to the amendable stage. Granted.

Assembly substitute amendment 2 to **Assembly Bill 711** offered by Representatives Huber and Ladwig.

The question was: Shall Assembly substitute amendment 2 to **Assembly Bill 711** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 711** be ordered engrossed and read a third time?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 711** be given a third reading.

Representative Williams objected.

Assembly Bill 581

Relating to: designating Fire Protection Week and Wisconsin Firefighters Memorial Day.

The question was: Shall Assembly amendment 1 to **Assembly Bill 581** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 581** be ordered engrossed and read a third time?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 581** be given a third reading. Granted.

The question was: **Assembly Bill 581** having been read three times, shall the bill be passed?

Motion carried.

Representative M. Lehman asked unanimous consent that all members of the Assembly be made coauthors of **Assembly Bill 581**. Granted.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 581** be immediately messaged to the Senate. Granted.

Speaker Pro Tempore Freese in the chair.

Assembly Bill 585

Relating to: membership on the state fair park board.

The question was: Shall **Assembly Bill 585** be ordered engrossed and read a third time?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 585** be given a third reading. Granted.

The question was: **Assembly Bill 585** having been read three times, shall the bill be passed?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 585** be immediately messaged to the Senate. Granted.

Assembly Bill 682

Relating to: official action in return for providing or withholding political contributions, services, or other things of value and providing a penalty.

Representative Carpenter asked unanimous consent to be made a coauthor of **Assembly Bill 682**. Granted.

Representative Pettis asked unanimous consent to be made a coauthor of **Assembly Bill 682**. Granted.

The question was: Shall Assembly amendment 1 to Assembly substitute amendment 1 to **Assembly Bill 682** be adopted?

Motion carried.

The question was: Shall Assembly amendment 2 to Assembly substitute amendment 1 to **Assembly Bill 682** be adopted?

Motion carried.

The question was: Shall Assembly substitute amendment 1 to **Assembly Bill 682** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 682** be ordered engrossed and read a third time?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 682** be given a third reading. Granted.

The question was: **Assembly Bill 682** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Balow, Berceau, Bies, Black, Bock, Boyle, Carpenter, Coggs, Colon, Cullen, Duff, J. Fitzgerald, Foti, Freese, Friske, Gard, Gronemus, Grothman, Gunderson, Gundrum, Hahn, Hebl, Hines, Hoven, Huber, Hubler, Huebsch, Hundertmark, Jeskewitz, Johnsrud, Kaufert, Kedzie, Kestell, Krawczyk, Kreibich, Kreuser, Krug, Krusick, La Fave, F. Lasee, Lassa, J. Lehman, M. Lehman, Leibham, Lippert, Loeffelholz, McCormick, D. Meyer, Meyerhofer, Miller, Montgomery, Morris–Tatum, Musser, Nass, Olsen, Ott, Owens, Petrowski, Pettis, Plale, Plouff, Pocan, Powers, Reynolds, Rhoades, Richards, Ryba, Schneider, Schooff, Seratti, Sherman, Shilling, Sinicki, Skindrud, Starzyk, Staskunas, Steinbrink, Stone, Suder, Sykora, Townsend, Travis, Turner, Underheim, Vrakas, Walker, Ward, Wasserman, Wieckert, Williams, Wood, Young, Ziegelbauer and Speaker Jensen – 96.

Noes – None.

Absent or not voting – Representatives Ladwig, Riley and Urban – 3.

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 682** be immediately messaged to the Senate. Granted.

Assembly Bill 726

Relating to: limits on certain contributions received by political parties and elimination of legislative campaign committees.

The question was: Shall Assembly amendment 1 to **Assembly Bill 726** be adopted?

Motion carried.

The question was: Shall Assembly amendment 3 to **Assembly Bill 726** be adopted?

Motion carried.

Assembly amendment 5 to **Assembly Bill 726** offered by Representative Pocan.

The question was: Shall Assembly amendment 5 to **Assembly Bill 726** be adopted?

Motion carried.

Assembly amendment 6 to **Assembly Bill 726** offered by Representative Pocan.

POINT OF ORDER

Representative Duff rose to the point of order that Assembly amendment 6 to **Assembly Bill 726** was not germane under Assembly Rule 54.

Speaker Pro Tempore Freese ruled the point of order **well taken**.

Representative Black appealed the ruling of the Chair.

Representative Foti in the chair.

Speaker Pro Tempore Freese in the chair.

Representative Foti in the chair.

Speaker Pro Tempore Freese in the chair.

The question was: Shall the ruling of the Chair stand as the ruling of the Assembly?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Bies, Duff, J. Fitzgerald, Foti, Freese, Friske, Gard, Grothman, Gunderson, Gundrum, Hahn, Hines, Hoven, Huebsch, Hundertmark, Jeskewitz, Johnsrud, Kaufert, Kedzie, Kestell, Krawczyk, Kreibich, F. Lasee, M. Lehman, Leibham, Lippert, Loeffelholz, McCormick, D. Meyer, Montgomery, Musser, Nass, Olsen, Ott, Owens, Petrowski, Pettis, Powers, Rhoades, Seratti, Skindrud, Starzyk, Stone, Sykora, Townsend, Underheim, Vrakas, Walker, Ward, Wieckert and Speaker Jensen – 53.

Noes – Representatives Balow, Berceau, Black, Bock, Boyle, Carpenter, Coggs, Colon, Cullen, Gronemus, Hebl, Huber, Hubler, Kreuser, Krug, Krusick, La Fave, Lassa, J. Lehman, Meyerhofer, Miller, Morris–Tatum, Plale, Plouff, Pocan, Reynolds, Richards, Ryba, Schneider, Schooff, Sherman, Shilling, Sinicki, Staskunas, Steinbrink, Suder, Travis, Turner, Wasserman, Williams, Wood, Young and Ziegelbauer – 43.

Absent or not voting – Representatives Ladwig, Riley and Urban – 3.

Motion carried.

The question was: Shall **Assembly Bill 726** be ordered engrossed and read a third time?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 726** be given a third reading.

Representative Black objected.

Representative Black withdrew his objection.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 726** be given a third reading. Granted.

The question was: **Assembly Bill 726** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Balow, Berceau, Bies, Black, Bock, Boyle, Carpenter, Coggs, Colon, Cullen, Duff, J. Fitzgerald, Foti, Freese, Friske, Gard, Gronemus, Grothman, Gunderson, Gundrum, Hahn, Hebl, Hines, Hoven, Huber, Hubler, Huebsch, Hundertmark, Jeskewitz, Johnsrud, Kaufert, Kedzie, Kestell, Krawczyk, Kreibich, Kreuser, Krug, Krusick, La Fave, F. Lasee, Lassa, J. Lehman, M. Lehman, Leibham, Lippert, Loeffelholz, McCormick, D. Meyer, Meyerhofer, Miller, Montgomery, Morris–Tatum, Musser, Nass, Olsen, Ott, Owens, Petrowski, Pettis, Plale, Plouff, Pocan, Powers, Reynolds, Rhoades, Richards, Ryba, Schneider, Schooff, Seratti, Sherman, Shilling, Sinicki, Skindrud, Starzyk, Staskunas, Steinbrink, Stone, Suder, Sykora, Townsend, Turner, Underheim, Vrakas, Walker, Ward, Wasserman, Wieckert, Williams, Wood, Young, Ziegelbauer and Speaker Jensen – 95.

Noes – Representative Travis – 1.

Absent or not voting – Representatives Ladwig, Riley and Urban – 3.

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 726** be immediately messaged to the Senate. Granted.

Assembly Bill 149

Relating to: requiring parties to an action affecting the family to attend an educational parenting program.

The question was: Shall **Assembly Bill 149** be ordered engrossed and read a third time?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 149** be given a third reading. Granted.

The question was: **Assembly Bill 149** having been read three times, shall the bill be passed?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 149** be immediately messaged to the Senate. Granted.

ANNOUNCEMENTS

Representative Coggs asked unanimous consent that the Assembly adjourn in honor of Doctor Howard Fuller, former Superintendent of Milwaukee Public Schools, who is scheduled for prostate surgery today. Granted.

Representative Rhoades asked unanimous consent that the Assembly adjourn in honor of Cliff Miller, on the occasion of his retirement from the Appleton Post Crescent. Granted.

ADJOURNMENT

Representative Foti moved that the Assembly stand adjourned until 10:00 A.M. on Tuesday, January 29.

The question was: Shall the Assembly stand adjourned?

Motion carried.

The Assembly stood adjourned.

3:17 P.M.